IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.2359 OF 1996

Bank of India ...Plaintiffs
vs.

M/s.Adarsh Wood Syndicate & Ors. ...Defendants

M/s.B.B.Jain & Co.for the Plaintiffs

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 20,2007

P.C.:

1. The writ of summons issued to the defendants was returned unserved with remark 'Left'. The learned counsel for the plaintiffs state that he has not received any instruction from the plaintiffs regarding steps to be taken. He stated that on 13th September 2007, he has sent a letter to the plaintiffs calling upon the plaintiffs to give further instruction. He has specifically informed the plaintiffs that the suit is now fixed for dismissal. He states that the said letter has been sent by him through courier service on 13th September 2007 and till today he has not received any response.

2. In this suit of the year 1996, even writ of summons is not yet served. The plaintiffs have not given any instruction to their Advocate. Hence, the suit is dismissed for non prosecution.

JUDGE